

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PUGET SOUNDKEEPER ALLIANCE, and  
SIERRA CLUB,

Plaintiffs,

v.

ANDREW WHEELER, in his official capacity  
as Acting Administrator of the United States  
Environmental Protection Agency, and R.D.  
JAMES, in his official capacity as Assistant  
Secretary of the Army for Civil Works,

Defendants.

CASE NO. C15-1342JCC

**NOTICE OF APPEAL**

Defendants hereby give notice under Federal Rules of Appellate Procedure 3 and 4(a)(1)(B)  
that they appeal to the U.S. Court of Appeals for the Ninth Circuit from the Order entered on

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1 November 26, 2018 (ECF No. 61).

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3 DATED: this 24<sup>th</sup> day of January 2019.

4 Respectfully submitted,

5 JEFFREY BOSSERT CLARK  
Assistant Attorney General

6 JONATHAN D. BRIGHTBILL  
Deputy Assistant Attorney General  
7 U.S. Department of Justice  
Environment and Natural Resources Division

8 BRIAN T. MORAN  
9 United States Attorney

10  
11 s/ Brian C. Kipnis  
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CERTIFICATE OF SERVICE

I hereby certify that I am an employee in the Office of the United States Attorney for the Western District of Washington and am a person of such age and discretion as to be competent to serve papers;

I hereby certify that on this date, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of this filing to the attorneys of record and all registered participants.

Dated this 24th day of January, 2019.

s/ Thomas Everett

THOMAS EVERETT

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